

Attorney Docket No: EVOY002/00US

PATENT

Box Patent Application
 Commissioner for Patents
 Washington, D.C. 20231

UTILITY PATENT APPLICATION TRANSMITTAL

Transmitted herewith for filing is a U.S. Non-Provisional Utility Patent Application entitled METHOD AND APPARATUS FOR RECEIVED UPLINK-SIGNAL BASED ADAPTIVE DOWNLINK DIVERSITY WITHIN A COMMUNICATION SYSTEM

naming as inventors: Louis R. BROTHERS, Jr., John CANGEME, Alexander FLAIG, Samuel J. MACMULLAN, H. Vincent POOR, Tandhoni S. RAO, Stuart C. SCHWARTZ, and Triveni N. UPADHYAY

and including:

- ☒ (20) pages of description (before the claims);
- ☒ (12) pages of claims ((56) total claims; (3) independent claims);
- ☒ One (1) Sheet of Abstract;
- ☒ (7) sheets of drawing(s) including Figures 1-7.

1. Also enclosed are:

- ☒ Executed Declaration
- ☒ Application Data Sheet
- ☒ Assignment and Assignment Recordation Cover Sheet
- ☒ Power by Assignee and Statement Under 37 C.F.R. §3.73(b)
- ☒ Assertion of Entitlement to Small Entity Status
- ☐ Information Disclosure Statement; PTO/SB/08; and (22) references
- ☐ Preliminary Amendment
- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- ☐ Nucleotide and/or Amino Acid Sequence Submission
 - ☐ Computer Readable Form (CRF) on 3 1/2" floppy disk
 - ☐ Specification Sequence Listing on:
 - ☐ CD-ROM or CD-R (2 copies); or
 - ☐ paper
 - ☐ The content of the copy in computer readable form is identical to the content of the paper, CD-ROM, or CD-R copy of the Sequence Listing.
- ☐ Nonpublication Request and Certification
- ☒ Check No. 11475 in the amount of \$734.00 for the total fee as calculated below
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- ☐ This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.
- ☒ A check for the total fee is attached.
- ☐ Please charge \$___ to Deposit Account No. 50-1283 for the total fee. This paper is being submitted in duplicate.

[x] The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

6. Please direct all correspondence concerning this application to:

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CUSTOMER NUMBER: **022903**

Dated:

November 15, 2001

By:

Respectfully submitted,
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